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APR 1 7 2008

WSGL Weingarten, Schurgin, Gagnebin & Lebovici LLP

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FACSIMILE COVER SHEET

DATE: April 17, 2008

TO: Examiner Ruth S. Smith

TC Art Unit: 3737

FROM: Thomas O. Hoover

Our File: NLI-001AX

Your Ref:

Application No. 08/745,509 Filed Date: 11/12/96 Confirmation No.: 6390

Fax No.: (571) 273 8300

No. of pages transmitted

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Sent by: Tanya

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> PLEASE DELIVER DIRECTLY TO: EXAMINER Smith, Tel. (571) 272 4745 TC ART UNIT NO: 3737

FOR ENTRY

Enclosed for filing please find a: Notice of Appeal

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.

Attorney for Applicant: Thomas O. Hoover

Registration No. 32,470

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WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP

Ten Post Office Square

Boston, Massachusetts 02109 Telephone: (617) 542-2290 Telecopier: (617) 451-0313

Date: April 17, 2008

Attorney

Docket No.: NLI-001AX

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

... In re application of: Feld et al.

Entitled:

RAMAN ENDOSCOPE

VIA FACSIMILE

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated October 19, 2007 of the Examiner finally rejecting claims 29, 30, 32, 33, 36 and 38.

The Commissioner is authorized to charge payment of \$510.00 to Deposit Account No. 23-0804 for the cost of the Notice of Appeal.

The following checked items are appropriate:

A timely response to the final rejection:

[] has been filed [] is hereby filed

An extension of time to respond to the final rejection:

- 1. [] was requested on ____ for ___ month(s);
- 2. is hereby requested for 3 month(s) the Commissioner is authorized to charge payment of \$1050.00 to Deposit Account No. 23-0804.
- is included on the enclosed amendment transmittal form along with authorization to 3. [] _____ to Deposit Account No. 23-0804 for the extension fee.
- [] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- The Commissioner is hereby authorized to charge payment of any additional filing fees [X] under \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sentyvia facsimile to Examiner Ruth Smith, TC Art Unit 3737, Fax No. (571) 273 8300 on #

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04/17/2008 HMARZII 00000047 230804 08745509

510.00 DA 02 FC:1401

Thomas O. Hoover

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/ub/365731